

GABROY LAW OFFICES
Christian Gabroy (#8805)
The District at Green Valley Ranch
170 South Green Valley Parkway, Suite 280
Henderson, Nevada 89012
Tel (702) 259-7777
Fax (702) 259-7704
Attorney for Plaintiff

UNITED STATES DISTRICT COURT

DISTRICT OF NEVADA

Deborah Pryor, an Individual,

Plaintiff,

vs.

Johnson Controls, Inc. ; DOES I through
X; and ROE Corporations I through X,
inclusive,

Defendants.

Case No. 2:10-cv-02000-RLH-RJJ

**Stipulated Discovery Plan And
Scheduling Order**

**[Submitted in Compliance with LR
26-1(e)]**

**Stipulated Discovery Plan and Scheduling Order Submitted In
Compliance with LR 26-1(e)**

Plaintiff Deborah Pryor ("Plaintiff"), by and through her attorney Christian Gabroy of Gabroy Law Offices, and Defendant JOHNSON CONTROLS, INC., by and through their attorney Deanna C. Brinkerhoff of Holland & Hart LLP, hereby submit the following Stipulated Discovery Plan and Scheduling Order Submitted in Compliance with LR 26-1(e):

1. **Meeting:** Pursuant to FRCP 26(f) and LR 26-1(e), a conference call was conducted on **November 24, 2010**, and was attended by Christian Gabroy, Esq. for Plaintiff, Deanna C. Brinkerhoff, Esq. on behalf of Defendant Johnson Controls, Inc.:

1 2. **Pre-Discovery Disclosures:** Plaintiff and Defendant have agreed to
2 provide each other with initial disclosures pursuant to FRCP 26(b) within 14 days of
3 this meeting, **December 8, 2010**.

4 3. **Discovery Plan:** The parties, pursuant to LR 26-1(e) hereby agree to
5 the following discovery schedule as outlined in LR 26-1(e):

6 (a) **Subject of Discovery:** Discovery will be needed on the
7 following subjects: All claims set forth in the Complaint as well as the defenses
8 relevant to the action.

9 (b) **Discovery Cut-off Date(s):** The parties herein request a
10 discovery period of 180 days running from November 24, 2010. All discovery
11 must be completed by **May 24, 2011**. All parties agree that due to the large
12 number of witnesses needed to be deposed, and complexity of the case,
13 discovery extensions may be requested.

14 (c) **FRCP 26(a)(2) Disclosures (Experts):** Disclosure of experts
15 shall proceed as follows: Plaintiff and Defendant shall disclose their experts to
16 each other at least sixty (60) days before the discovery cut-off date, which is by
17 **March 24, 2011**. Plaintiff and Defendant shall disclose their rebuttal experts at
18 least thirty (30) days after the initial date for disclosures of experts, which is by
19 **April 22, 2011**.

20 4. **Other Items:**

21 (a) **Interim Status Reports:** The parties shall file an interim status
22 report ninety (90) days after the date of discovery conference, which is **February 22,**
23 **2011**.

24 (c) **Amending the Pleadings and Adding Parties:** The parties

1 have until **February 22, 2011** to file any motions to amend the pleadings or to add
2 parties. This is ninety (90) days prior to the discovery cut-off date and does not
3 exceed the outside limit LR 26-1(e)(2) presumptively sets of ninety (90) days before
4 the discovery cut-off date of filing such motions.

5 (d) **Settlement:** As this matter progresses, the parties will conduct
6 appropriate discovery to determine if this matter can be amicably resolved. Further,
7 the parties agree to participate in an ENE conference in an attempt to settle this
8 matter.

9
10 (e) **Court Conference:** The parties do not request a conference with
11 the Court before entry of the scheduling order.

12 (f) **Later Appearing Parties:** A copy of this discovery plan and
13 scheduling order shall be served on any person served after it is entered, or, if
14 additional defendants should appear, within five (5) days of their first appearance.
15 This discovery plan and scheduling order shall apply to such later-appearing parties,
16 unless the Court, on motion and for good cause shown, orders otherwise.

17
18 (g) **Dispositive Motions:** The parties shall have until **June 22,**
19 **2011** to file dispositive motions. This is thirty (30) days after the discovery cut-off date
20 and does not exceed the outside limit of thirty (30) days following the discovery cut-off
21 date that LR 26-1(e)(4) presumptively sets for filing dispositive motions.

22 (h) **Pretrial Order:** The pretrial order shall be filed by **July 22,**
23 **2011**, which is not more than thirty (30) days after the date set for filing dispositive
24 motions in the case. In the event a dispositive motion is filed, the date for filing the
25 pretrial order shall be suspended until thirty (30) days after decision upon the
26 dispositive motion or filing order of the court. The disclosures required by FRCP
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26(a)(3) shall be made in the joint pretrial order.

(i) **Extension or Modification of the Discovery Plan and Scheduling Order:** LR 26-4 governs modifications or extensions of this discovery plan and scheduling order. Any stipulation or motion must be made not later than twenty-one (21) days before the discovery cut-off date and comply fully with LR 26-4.

PLAINTIFF

DEFENDANT

Dated thjs 30th day of November, 2010

Dated thjs 30th day of November, 2010

By: /s/ Christian Gabroy_____
Christian Gabroy
GABROY LAW OFFICES
170 South Green Valley Parkway,
Suite 280
Henderson Nevada 89012
Telephone: (702) 259-7777
Facsimile: (702) 259-7704

By: /s/Deanna C. Brinkerhoff_____
Deanna C. Brinkerhoff
HOLLAND & HART LLP
3800 Howard Hughes Pkwy
10th Floor
Las Vegas, NV 89169
Telephone: (702) 222-2500
Facsimile: (702) 669-4650

IT IS SO ORDERED:


UNITED STATES MAGISTRATE JUDGE

Dated: DEC. 7, 2010

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170 S. Green Valley Pkwy., Suite 280
Henderson, Nevada 89012
(702) 259-7777 FAX: (702) 259-7704